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JCS11 U.S. PTO  
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## CERTIFICATE OF EXPRESS MAILING

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I hereby certify under 37 CFR 1.10 that this correspondence is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" with sufficient postage on the date indicated above and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

Name:

Signature:

Melissa Scanzillo  
Melissa Scanzillo

Clifford Chance Rogers &amp; Wells LLP

Docket No. 7202-227

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT APPLICATION TRANSMITTAL

COMMISSIONER OF PATENTS  
BOX PATENT APPLICATION  
Washington, D.C. 20231

Sir:

Transmitted herewith for filing is a utility patent application

Of: Harry Fisch

For: METHODS OF TREATING ANDROGEN DEFICIENCY IN MEN  
USING SELECTIVE ANTIESTROGENS

ENCLOSED are the following:

1. ☒ Specification (8 pages), abstract (1 page) and claims (3 pages) (12 pages)
2. ☐ \_\_\_ sheets of ☐ formal ☐ informal drawings (Figs. \_\_\_\_\_)  
Suggested Figure for Publication: \_\_\_\_\_
3. ☒ Declaration  
☐ signed ☒ unsigned  
☐ Copy from a prior application (for continuation/divisional)
4. ☐ Application Data Sheet
5. ☐ Preliminary Amendment
6. ☐ Information Disclosure Statement and PTO-1449
7. ☐ Assignment and Assignment Recordation sheet (*Fee calculated separately*)
8. ☐ The prior application is assigned to: \_\_\_\_\_  
The assignment was recorded on \_\_\_\_\_ at reel \_\_\_\_\_ and frame \_\_\_\_\_.  
☐ A copy of the assignment from the prior application is enclosed.
9. ☐ Non-Publication Request
10. ☐ Other:

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**NOTE the following:**

11. ☒ This application is made under 37 C.F.R. § 1.53 (b) and is a  
☐ Continuation ☒ Continuation-In-Part ☐ Divisional  
of Prior Application No. 09/980,652 filed October 26, 2001 which claims priority to  
PCT/US01/15900 filed May 15, 2001 which claims priority from  
U.S. Application No. 60/207,496 filed May 26, 2000
12. ☐ An Extension of time is filed concurrently herewith for the parent application.
13. Small Entity Status:  
☒ Applicant is a small entity  
☐ Small entity status claimed in the parent application is no longer proper
14. ☐ Applicants claim priority from the following application(s) under 35 U.S.C. § 119:
15. ☒ Applicants claim priority from the following application(s) under 35 U.S.C. § 120:

| <u>Serial Number</u> | <u>Country</u> | <u>Filing Date</u> | <u>Certified Copy Encl.</u> |
|----------------------|----------------|--------------------|-----------------------------|
| 09/980,652           | US             | 10/26/01           | N                           |

15. ☐ Cancel claims \_\_\_\_\_ prior to calculation of the filing fee.

**FILING FEE:** calculated below (after accounting for any preliminary amendment or claims cancellations if noted above):

|                                   |                             |                        |            |
|-----------------------------------|-----------------------------|------------------------|------------|
| Basic Filing Fee                  |                             |                        | \$740.00   |
| Total No. Claims<br>22            | Extra Claims(Total-20)<br>2 | Fee / claim<br>\$18.00 | \$36.00    |
| Total No. Independent Claims<br>8 | Extra Independ.(No.-3)<br>5 | Fee / claim<br>\$84.00 | \$420.00   |
| Multiple dependent claim? + \$280 |                             |                        | \$280.00   |
| <b>Sub-Total</b>                  |                             |                        | \$1,476.00 |
| Small Entity? less 50%            |                             |                        | -738.00    |
| <b>TOTAL FEE DUE</b>              |                             |                        | \$738.00   |

16. ☐ A check in the amount of is enclosed (must at least cover the basic fee).  
☒ The Commissioner is authorized to charge \$738.00 in connection with this communication to Deposit Account No. 50-0521.

In the event that a petition for extension of time is required to be submitted in the pending prior application, and in the event that a separate petition for the pending prior application is not filed on even date, applicant hereby petitions under 37 C.F.R.1.136(a) for an extension of time in the pending prior application of as many months as are required to render this submission timely. The Commissioner is authorized to charge any fees due in connection with such a petition to Deposit Account No. 50-0521.

The Commissioner is authorized to charge any fee or additional fee due in connection with this communication to Deposit Account No. 50-0521.

A duplicate copy of this sheet is enclosed.

**CONDITIONAL PETITION FOR EXTENSION OF TIME**

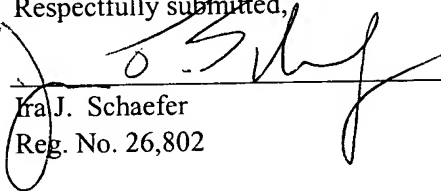
If any extension of time for this response is required, applicant requests that this be considered a petition therefore. Please charge the required Petition fee to Deposit Account No. 50-0521.

**ADDITIONAL FEE**

Please charge any insufficiency of fees., or credit any excess to our Deposit Account No. 50-0521.

Date: Feb 21, 2002

Respectfully submitted,

  
Ira J. Schaefer  
Reg. No. 26,802

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